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## **By Electronic Filing**

Marlene H. Dortch Federal Communications Commission 445 Twelfth Street, SW Washington, DC 20554

Re: Television Station Section 339(a)(2)(D)(viii) Waiver Request

WFTT-TV, Tampa, FL (FIN: 60559)

MB DOCKET NO. 05-317

Dear Ms. Dortch:

On behalf of Telefutura Tampa LLC, the permittee of Station WFTT-DT, Tampa, Florida ("WFTT"), and pursuant to Section 339 (a)(2)(D) of the Communications Act of 1934 (the "Act"), as amended by the Satellite Home Viewer Extension and Reauthorization Act of 2004 ("SHVERA"), the purpose of this correspondence is to request a six-month waiver of digital testing to prohibit satellite subscribers from obtaining digital signal strength tests of WFTT-DT's signal. Good cause exists for the instant waiver request because it meets the waiver criteria under Section 339(a)(2)(D)(viii)(IV) (use of a side-mounted antenna).

In its Form 381 filing, WFTT-DT certified that it would construct the facilities specified in its Special Temporary Authority FCC File No. BDSTA-20030513ADD. Because the station's NTSC antenna occupies the final spot on the tower's candelabra, the station was precluded from placing its DTV antenna at the highest height available on the tower. Therefore, its current DTV facilities are required to utilize a side-mounted, directionalized antenna and as a result, the station's DTV coverage is not comparable to its analog coverage. WFTT anticipates seeking authority and constructing on the candelabra once the analog antenna is no longer in use.

Accordingly, the reduction in coverage area due to the use of a side mounted antenna warrants a six-month waiver of digital testing to prohibit satellite subscribers

<sup>&</sup>lt;sup>1</sup> See 47 U.S.C. § 339(a)(2)(D) as amended by Section 204 of SHVERA.

from conducting or seeking a digital signal strength test and receiving a distant digital signal from the same network under Section 339 of the Act. As a result, Telefutura Tampa LLC respectfully requests that the Commission grant the requested waiver.

Should there be any questions regarding this matter, please contact the

undersigned.

/ory truly /ours/,

Lauren Lynch Flick Paul A. Cicelski

Counsel for Telefutura Tampa LLC

cc: Nazifa Sawez (by hand delivery)

532300-0001113